



**PRYOR CASHMAN LLP**

New York | Los Angeles

410 Park Avenue, New York, NY 10022 Tel: 212-421-4100 Fax: 212-326-0806

[www.pryorcashman.com](http://www.pryorcashman.com)

June 30, 2008

**VIA ECF**

Honorable Peter G. Sheridan  
United States District Court  
District of New Jersey  
50 Walnut Street  
Newark, NJ 07101

Re: Adjournment of Sentencing;  
*United States v. Temel Sinclair*,  
06 Cr. 966 (PGS)

Dear Judge Sheridan:

Following a brief telephone conversation with Chambers and in light of the impending sentencing date, now scheduled for tomorrow July 1, 2008 at 11:00 a.m., I respectfully request an adjournment of the matter so that the Presentence Report ("PSR") and investigation may be completed prior to sentencing.

A draft PSR was received by counsel on June 23, 2008. Given the time constraints imposed by the District Court's Standing Sentencing Order and Fed. R. Crim. P. 32(f)(1), there is insufficient time to allow counsel to prepare appropriate objections to the PSR – and for the PSR to be finalized – in advance of the currently scheduled sentencing date. Under the rule, counsel is afforded until July 7, 2008 to submit any objections or comments to the PSR. In this case, the defendant intends to contest the Probation Department's tentative determination that Mr. Sinclair is a career offender. In addition, more time is required to afford the United States Attorney's Office to prepare an appropriate sentencing motion as contemplated by the written plea documents referenced at the time of Mr. Sinclair's guilty plea.

I have conferred both with United States Probation Officer Jamel H. Dorsey and Assistant United States Attorney Lisa M. Colone, and they have consented to the relief requested.



Honorable Peter G. Sheridan  
June 30, 2008  
Page 2

Accordingly and in light of the foregoing, a brief adjournment of the sentencing is required, and we would ask that it be so ordered.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Robert W. Ray".  
Robert W. Ray

cc: Temel Sinclair, No. 27979-050  
Hudson County Correctional Center  
(A-5-E)  
35 Hackensack Avenue  
Kearny, NJ 07032

Lisa M. Colone, Esq.  
Assistant U.S. Attorney  
United States Attorney's Office  
District of New Jersey  
970 Broad Street  
Newark, NJ 07102

SO ORDERED: 7/1/08  
DATED: Peter M. ...